

UNITED STATES DISTRICT COURT  
Northern District of California

HOWARD DIXON,

No. C 11-05217 MEJ

Plaintiff,

**SECOND ORDER TO  
CONSENT/DECLINE**

v.

SAN FRANCISCO POLICE DEPARTMENT,

Defendant.

Pending before the Court is Plaintiff's in forma pauperis application. On October 31, 2011, the Court ordered Plaintiff to consent to magistrate judge jurisdiction or request reassignment to a United States District Judge for trial by November 15, 2011. Dkt. No. 4. Plaintiff has failed to respond.

This civil case was randomly assigned to the undersigned magistrate judge for all purposes including trial. In accordance with 28 U.S.C. § 636(c), the magistrate judges of this district court are designated to conduct any and all proceedings in a civil case, including trial and entry of final judgment, upon the consent of the parties. An appeal from a judgment entered by a magistrate judge may be taken directly to the United States Court of Appeals for the Ninth Circuit in the same manner as an appeal from any other judgment of a district court.

You have the right to have your case assigned to a United States District Judge for trial and disposition. Accordingly, Plaintiff shall inform the Court, by way of the enclosed form, whether he consents to magistrate judge jurisdiction or requests reassignment to a United States District Judge for trial. The consent/declination form shall be filed by November 28, 2011. As this is the second such order, Plaintiff should be mindful that sanctions may be imposed for failure to comply, including and up to dismissal of this case.

**IT IS SO ORDERED.**

Dated: November 18, 2011

  
Maria-Elena James  
Chief United States Magistrate Judge

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

HOWARD DIXON,  
Plaintiff,

Case Number: CV11-05217 MEJ

**CERTIFICATE OF SERVICE**

v.

SAN FRANCISCO POLICE DEPARTMENT et  
al,

Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on November 18, 2011, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Howard Dixon  
2363 Grande Vista Place  
Oakland, CA 94621

Dated: November 18, 2011

Richard W. Wieking, Clerk  
By: Brenda Tolbert, Deputy Clerk